IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY THE NINTH DAY OF MARCH TWO THOUSAND AND FOUR
: PRESENT :
THE HON'BLE MR.JUSTICE: **B.S.A.SWAMY**

W.P. No.26451 of 1999

Between:
A.S.N.Murthy.

Petitioner

AND

1. Chief Commissioner of Land Administration, Government of A.P., Nampally, Hyderabad.
2. The District Collector, Machilipatnam, Krishna District.
3. Revenue Divisional Officer, Machilipatnam, Krishna District.
4. Mandal Revenue Officer, Machilipatnam, Krishna District.
5. Sri G.Seshachalapathi Rao, Retired Deputy Collector.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of 'WRIT OF MANDAMUS' declaring the proceedings of the first respondent dt. 7-12-1999 vide BCW5/213/99 and BCW5/312/99 as illegal, improper, unjust and contrary to Law and further declare that the petitioner is entitled for the assignment of the land admeasuring 500 Sq.yards situated in Plot No. 52, in R.S.No. 373 of Ward No.IV of Machilipatnam (Bandar) Town.

The Petition coming on for hearing upon perusing the petition and affidavit filed herein and the orders of the High Court dated. 28-12-1999 & 13-09-2000 and made in WPMP.No.33406/99 & WVMP.No.2051/2000 and upon hearing the arguments of Mr. K.Durga Prasad, Advocate for the Petitioner and of G.P. for Assignments on behalf of the Respondents 1 to 4 and of Mr. M.Sivananda Kumar, Advocate for the Respondent No.5.

The Court made the following **ORDER:**

" The counsel for the Respondents submits across the bar that the petitioner has already purchased a house site in the locality and constructed a house. The District Collector shall verify the truth or otherwise of this averment and report to this court.

Since both parties are fighting for the site in question since 1982, the Collector may explore the possibility of assigning or allotting a house site to one of the parties so that an end can be put to the litigation.

The G.P. shall obtain copy and get necessary information by 22-3-2004."

SD/- P.KRISHNA MURTHY
ASSISTANT REGISTRAR

// TRUE COPY //
for ASSISTANT REGISTRAR

To

1. The Chief Commissioner of Land Administration, Government of A.P., Nampally, Hyderabad.
2. The District Collector, Machilipatnam, Krishna District. (**By Speed Post**)
3. The Revenue Divisional Officer, Machilipatnam, Krishna District.
4. The Mandal Revenue Officer, Machilipatnam, Krishna District.
5. Sri G.Seshachalapathi Rao, Retired Deputy Collector, 12 P & T Colony, Rati Bowli, Hyderabad.
6. Two CCs to G.P. for Assignments, High Court of A.P. Hyderabad. (**By Spl. Messenger**)
7. One spare copy.

SAH